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Appln. No. 10/761,988  
Amendment dated April 6, 2007  
Reply to Office Action mailed February 9, 2007

**RESPONSE UNDER 37 CFR 1.116**  
**Expedited Procedure--Examining Group Art Unit 2612**

Docket No. P1979US01  
Attorney's Docket No. 31846

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Appln. No. 10/761,988 )  
First Named Applicant: WAYNE M. PRUCHNIAK )  
Filed: January 21, 2004 )  
For: POWERLINE NETWORKING DEVICE )

TC/A.U.: 2612 )  
Examiner: Daryl C. Pope )  
Attorney: Jeffrey A. Proehl )  
Deposit Account No. 50-3041 )

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Arlington, VA 22313-1450

**RESPONSE UNDER 1.116**

**Expedited Procedure--Examining Group Art Unit 2612**

Sir:

In response to the Final Action mailed February 9, 2007, and in order to place this case in condition for immediate allowance or in better form for appeal, applicant hereby requests the entry of the following amendment to the application:

**Amendments to the Specification:** None.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Amendments to the Drawings:** None.

**Remarks/Arguments** begin on page 9 of this paper.

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# FAX COVER SHEET

FAX #: (571) 273-8300

TO: Commissioner for Patents

ATTENTION: Examiner Daryl C. Pope

ART GROUP NO.: 2612

FROM: ☐ Jeffrey A. Proehl ☒ Wanita Jacobsma  
☐ Denise Moani NelsonRE: Appln. No. 10/761,988 Filing Date: January 21, 2004  
Applicant: Wayne M. PruchniakEnclosed: Response to Final Office Action mailed February 9, 2007.  
Fee Transmittal.Total Number of Pages (Including cover sheet): 12 (Please call us as soon as possible if you do not receive all pages).

## Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office to 571-273-8300 on April 6, 2007.

A handwritten signature in cursive script that reads 'Wanita Jacobsma'.

Signature

☐ Jeffrey A. Proehl  
☒ Wanita Jacobsma  
☐ Denise Moani Nelson

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PTO/SB/17 (01-06)

Approved for use through 07/31/2008. OMB 0651-0032

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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4181).

**FEE TRANSMITTAL**  
**For FY 2006**☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

**Complete if Known**

Application Number	10/761,988
Filing Date	January 21, 2004
First Named Inventor	WAYNE M. PRUCHNIAK
Examiner Name	DARYL C. POPE
Art Unit	2612
Attorney Docket No.	31848

**METHOD OF PAYMENT (check all that apply)**

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 50-0439 Deposit Account Name: GATEWAY INC.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments

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**FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)  
Each independent claim over 3 (including Reissues)  
Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 3 or HP = 2 x 200 = 400

HP = highest number of independent claims paid for, if greater than 3.

Small Entity	
Fee (\$)	Fee (\$)
50	25
200	100
360	180
Multiple Dependent Claims	
Fee (\$)	Fee Paid (\$)

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
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- 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_


**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): \_\_\_\_\_

Fees Paid (\$)

**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent) 35,987	Telephone 605-3363890
Name (Print/Type)	Jeffrey A. Proehl		Date APRIL 6, 2007

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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